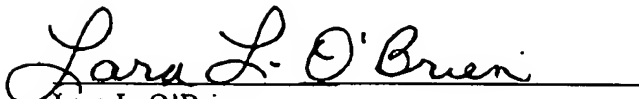


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Legal Staff
International Division


Lara L. O'Brien

Date: 9/7/06

In re application of: **Blair et al.**
US Appln. No. **10/573,666**
Int. Appln. No.: **PCT/GB02/03532**
Int. Filing Date: **31 July 2001**
Our Reference Number: **762301-1290**

Confirmation No.: **N/A**
Art Unit: **N/A**
Examiner: **George M. Dombroske**

Title: **TELECOMMUNICATION INTERACTION ANALYSIS**

- 1) **Request for Reconsideration of Petition Under 37 C.F.R. §1.137(b)**
- 2) **Request for One Month Extension of Time under 37 C.F.R. §1.136(a) with authorization to debit deposit account 20-0778 for \$120.00**
- 3) **Originally filed copy of Affidavit of Kevin Hegebarth**

Total Number of Pages 7

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

In re application of:

Blair, *et al.*

Int. Application No. PCT/GB02/03532

US Application No. 10/573,666

Filed: July 31, 2002

Priority Date: August 2, 2001

Title: **Telecommunication Interaction Analysis**

Docket No. 762301-1290

**REQUEST FOR RECONSIDERATION
OF PETITION UNDER 37 C.F.R. §1.137(b)**

Mail Stop: PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Applicants hereby request reconsideration of the Petition under 37 C.F.R. §1.137(b) filed on March 15, 2006. A decision dismissing the foregoing Petition was mailed by the USPTO on June 7, 2006. Applicants respectfully request reconsideration based on the following:

(1) On August 16, 2006, Attorney Minh Nguyen had a discussion with Examiner George M. Dombroske of the Office of PCT Legal Administration. The discussion involved the decision that was made on the Petition to Revive of this particular case, U.S. Application No. 10/573,666, PCT Application No. PCT/GB02/03532. After discussing the matter with Examiner Dombroske, it appears that the Examiner would like to have an explanation as to why Mr. Kevin Hegebarth did not respond to Mr. David Gill's letter in which Mr. Gill provided an informal cost estimate in filing a Petition to Revive the application. Mr. Gill further requested confirmatory instructions from Mr. Hegebarth.

(2) In July 2004, Mr. Gill indicated that this application had not been filed in the U.S. because Mr. Hegebarth did not provide Mr. Gill with confirmatory instructions. According to Mr. Hegebarth, he did not remember receiving the letter from Mr. Gill indicating that he did not file in the U.S. At the time Mr. Hegebarth was in charge of several projects that involved the acquisition of Eyretel. As mentioned in Mr. Hegebarth's Affidavit filed with the Petition to

Revive, Mr. Hegebarth was in charge of functional integration of Eyretel's and Witness' product, marketing integration of Eyretel's and Witness' brand, partnering strategy with technology companies, and management of Eyretel's patent applications that were being transferred to Witness. All these responsibilities were overwhelming to Mr. Hegebarth, particularly management of Eyretel's patent applications, because Mr. Hegebarth does not have a patent background. Instead, Mr. Hegebarth has a business degree; and thus, he inherently pushed aside the responsibility of managing Eyretel's patent applications and was working on the business side of the acquisition of Eyretel. In fact, Mr. Hegebarth did not respond to Mr. Gill's letter both times with respect to providing an estimate and also providing approval to file in the U.S. An explanation from Mr. Hegebarth for this oversight was that he might have seen the emails, but forgot about it a few days later because he was working on other projects that were vital to the company. Mr. Hegebarth perhaps felt that the patent application responsibilities were not as important as the other responsibilities that he was undertaking at the time.


(3) As indicated in the Affidavit which was attached to the Petition to Revive, Mr. Hegebarth unintentionally abandoned this particular case due to the confusion that occurred when his company, Witness, acquired Eyretel and the overwhelming responsibilities that Mr. Hegebarth was undertaking, which included Eyretel's patent applications that were being transferred to Witness.

CONCLUSION

Applicants respectfully submit that Mr. Hegebarth did **not** at any time intentionally abandon this application. Therefore, Applicants respectfully request that the reconsideration and Petition to Revive be granted.

It is believed that no fee is due in connection with this Request for Reconsideration. If, however, any additional fee is required, you are hereby authorized to charge any such fee to Deposit Account No. 20-0778.

Respectfully submitted,



Minh N. Nguyen
Reg. No. 53,864

**THOMAS, KAYDEN, HORSTEMEYER
& RISLEY, L.L.P.**

Suite 1750

100 Galleria Parkway N.W.

Atlanta, Georgia 30339

(770) 933-9500

**CERTIFICATE OF FACSIMILE TRANSMISSION
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Date:

7 September 2006
Lara L. O'Brien

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Minh N. Nguyen

Date: 07 September 2006

In re application of:	Blair et al.	Confirmation No.:	N/A
US Appln. No.	10/573,666	Art Unit:	N/A
Int. Appln. No.:	PCT/GB02/03532	Examiner:	George M. Dombroske
Int. Filing Date:	31 July 2001		
Our Reference Number:	762301-1290		

Title: **TELECOMMUNICATION INTERACTION ANALYSIS**

- 1) **Supplement to the Request for Reconsideration of Petition Under 37 C.F.R. §1.137(b)**

Total Number of Pages 1

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

In re application of:

Blair, *et al.*

Int. Application No. PCT/GB02/03532

US Application No. 10/573,666

Filed: July 31, 2002

Priority Date: August 2, 2001

Title: Telecommunication Interaction Analysis

Docket No. 762301-1290

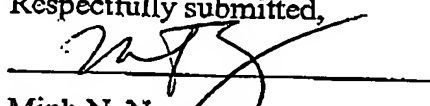
SUPPLEMENT TO THE REQUEST FOR RECONSIDERATION
OF PETITION UNDER 37 C.F.R. §1.137(b)

Mail Stop: PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Applicants are providing a supplement to the request for reconsideration of the Petition under 37 C.F.R. §1.137(b) filed on September 7, 2006. Applicants did not explicitly address the issue of payment of the basic national fee in the request for reconsideration of the Petition. Applicants hereby authorize the petitioner to charge the basic national fee on Deposit Account No. 20-0778. If, however, any additional fee is required, you are hereby authorized to charge any such fee to Deposit Account No. 20-0778.

Respectfully submitted,


Minh N. Nguyen
Reg. No. 53,864

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& RISLEY, L.L.P.
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Title: **TELECOMMUNICATION INTERACTION ANALYSIS**

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Total Number of Pages 1

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Docket No. 762301-1290

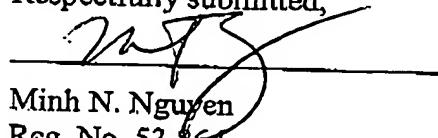
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Respectfully submitted,


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